

EXHIBIT 3

Caridis, Alyssa

From: Randall Garteiser <rgarteiser@ghiplaw.com>
Sent: Wednesday, January 14, 2015 3:48 PM
To: AudibleMagic-BlueSpike
Cc: <bluespike@ghiplaw.com>
Subject: Request for document not produced that Blue Spike believes in good faith exists.

Dear Counsel:

We request that Audible Magic immediately produce a document that Audible Magic presented to Blue Spike's CEO and its counsel at the previous mediation. The document was an analysis performed by a Mr. Conti on an Audible Magic contention recognition system. In the document, Mr. Conti states "[it] didn't work or "[it] did not work." We showed this document to Mediator Folsom, but it is not in Audible Magic's production and it was not contained in the email Mr. Ramsey sent me that purported to contain all the exhibits from the mediation.

Thanks in advance for your prompt attention to this issue. If you can't produce the documents, then Blue Spike will bring this issue up with the Special Master tomorrow.

Be well,



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